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Reg. No. KL/TV/12

# KERALA GAZETTE

## EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Thursday, 1st September 1977 / 10th Bhadra 1899 [No. 505

### GOVERNMENT OF KERALA

**General Administration (Miscellaneous) Department**

NOTIFICATION

No. 102910/M1/77/GAD. *Dated, Trivandrum, 31st August, 1977*

Government declare Monday the 5th September 1977 as Restricted Holiday in connection with "Ashtami-Rohini" in addit... to the Restricted Holidays declared in Government Notificatio No. 3202/M1/77/GAD. dated 25-1-1977.

By order of the Governor.

S. CHANDRASEKHARA PILLAI,
*Under Secretary.*

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33/3151/MC

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1977

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## EXTRAORDINARY

PUBLISHED BY AUTHORITY

**Vol. XXII] Trivandrum, Thursday, 1st September 1977 / 10th Bhadra 1899 [No. 506**

GOVERNMENT OF KERALA

**Agriculture (Forest Special) Department**

NOTIFICATION

No. 63047/FS1/77/AD. *Dated, Trivandrum, 30th August, 1977.*

**S. R. O. No. 786/77.**—In exercise of the powers conferred by section 17 of the Kerala Private Forests (Vesting and Assignment) Act, 1971 (26 of 1971), read with sub-section (2) of section 8A thereof, the Government of Kerala hereby make the following rules, namely:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Private Forests (Vesting and Assignment) Appeal Rules, 1977.

(2) They shall come into force at once.

2. *Definitions.*—In these rules, unless the context otherwise requires,—

(a) "Act" means the Kerala Private Forests (Vesting and Assignment) Act, 1971 (26 of 1971);

(b) "Tribunal" means the Tribunal constituted under section 7 of the Act.

3. *Appeal to the High Court.*—(1) An appeal to the High Court under section 8A of the Act or under section 7 of the Kerala Private Forests (Amendment) Ordinance, 1977, shall be in the form appended to these rules and shall be verified in the manner specified therein.

(2) The appeal shall be affixed with court fee stamps of the value of one hundred rupees and shall be accompanied by—

(a) a certified copy of the decision appealed against; and

(b) such number of additional copies of the appeal and the decision appealed against as there are respondents.

APPENDIX

**Form of Appeal**

(*See* rule 3)

1. Name or names (with full address/addresses) of the appellant/appellants
2. Name or names (with full address/addresses of the person/persons who shall be impleaded or brought on record as respondent/respondents)
3. No. and date of the decision of Tribunal appealed against
4. Name of the Tribunal which has passed the decision
5. Description of land involved in the appeal with extent (in hectares)

   *Sy. No.* *Village* *Taluk* *District*

6. Description of tree growth available in the area
7. (1) Waste land (in hectares)
   (2) Wooded area (in hectares)
   (3) Planted area (in hectares)
   (4) Natural growth
8. Habitation or other buildings, if any, available within the land in the name of the occupants
9. List of documents produced in support of the ownership over the land in question
10. Grounds for filing appeal
11. Area claimed as ancillary land—Extent of cultivation for which this is claimed

AFFIDAVIT

I/We.............................................................the above-mentioned Appellant/Appellants make oath and say that the particulars given above are true and correct to the best of my/our knowledge and belief.

Verified today the..............................day of................ 19....

*Signature*
(Appellant/Appellants).

By order of the Governor,
K. V. VIDYADHARAN,
*Additional Secretary.*

**Explanatory Note**

(This does not form part of notification but is intended to indicate its general purport).

Under Section 8A of the Kerala Private Forests (Vesting and Assignment) Act, 1971 as amended by the Kerala Private Forests (Vesting and Assignment) Amendment Ordinance, 1977 an appeal can be filed in the High Court against the decision of the Forest Tribunal. The appeal shall be filed in the prescribed form, as per Section 8A (2) of the amended Act. The notification is issued to prescribe the form and other rules in the matter.

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## EXTRAORDINARY

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GOVERNMENT OF KERALA

**Agriculture (Forest Special) Department**

NOTIFICATION

No. 52345/FS2/77/AD. *Dated, Trivandrum, 31st August, 1977.*

**S. R. O. No. 787/77.**—In exercise of the powers conferred by Section 7 of the Kerala Private Forests (Vesting and Assignment) Act, 1971 (26 of 1971), and in supersession of the notification No. 45532/FS2/77/AD dated the 8th July, 1977 published as S. R. O. No. 613/77 in the Kerala Gazette Extraordinary No. 399 dated the 11th July, 1977 the Government of Kerala hereby make the following further amendment to Notification No. 57817-FS2-1/75/AD dated the 27th November, 1975, published as S. R. O. No. 1139/75 in the Kerala Gazette Extraordinary No. 708 dated the 28th November, 1975, namely:—

AMENDMENT

In the said notification, under the heading "person" for the entry "Shri O. V. Abu Baker, III Additional District Judge, Ernakulam", the entry "Shri K. P. Madhava Pisharody, Additional District Judge, Parur" shall be substituted.

By order of the Governor,

K. V. VIDYADHARAN,
*Additional Secretary.*

33/3153/MC.

**Explanatory Note**

(This does not form part of the notification)

Government have decided to appoint Shri K. P. Madhava Pisharody, Additional District Judge, Parur as Forest Tribunal, Manjeri in the place of Shri O. V. Abu Baker, the present Forest Tribunal, Manjeri on leave. The notification is intended for the purpose.

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# KERALA GAZETTE

## EXTRAORDINARY

### PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Thursday, 1st September 1977 / 10th Bhadra 1899 [No. 508

GOVERNMENT OF KERALA

**Revenue (F) Department**

NOTIFICATIONS

G. O. Rt. 1364/77/RD. *Dated, Trivandrum, 1st September, 1977,*

I

**S. R. O. No. 788/77.**—In exercise of the powers conferred by clause (g) of sub-section (1) of section 4 of the Guruvayur Devaswom Act, 1971 (6 of 1971), the Government of Kerala hereby nominate the following persons to be non-official members of the Guruvayur Devaswom Managing Committee, namely:—

1. Shri Pushparaksha Menon, V.,
   Mullasseri, Tirur, Malappuram.
2. Shri Raghavan, V.,
   Sai Sadhan, Manissery, P. O.,
   Palghal District.
3. Shri Rtd. Lt. Col. T. S. Nair,
   Kailash, Thiruvillwamala P. O.,
   Trichur.
4. Shri T. Kesavan,
   Mammoth House,
   Pattathanam P. O.,
   Quilon.
5. Shri V. Balakrishnan Nair,
   "Jaya Sree",
   Guruvayur P. O.

6. Shri Kidangoor Gopalakrishna Pillai,
Chairman, N. D. P., Perunna,
Changanacherry.

7. Shri Kuttikrishnan, K.,
Nangakkil House, East Nada,
Guruvayur.

8. Shri Krishnankutty, M.,
Advocate, Wadakkancherry,
Trichur District.

9. Shri Sekharan Nair, M.,
Moothedath House, Thiruvankidom P.O.,
Guruvayur.

10. Smt. Devaki Amma, M.,
Sukapuram P.O., (Via) Edappal,
Malappuram District.

11. Shri C. K. Kumaran,
C. P. (M) Office,
"Red Star",
Padinjare Nada, Chowghat.

By order of the Governor,

K. RAMACHANDRAN,

*Joint Secretary to Government.*

**Explanatory Note**

The term of the non-official members of the Guruvayur Devaswom Managing Committee expired on different dates. By clause (g) of sub-section (1) of Section 4 of the Guruvayur Devaswom Act, 1971, the Government may nominate not more than eleven persons as non-official members of the Guruvayur Devaswom Managing Committee. The notification is intended to achieve the above object.

II

S. R. O. No. 789/77.—In exercise of the powers conferred by clause (f) of sub-section (1) of section 4 of the Guruvayur Devaswom Act, 1971 (6 of 1971), the Government of Kerala hereby nominate Shri Ramachandran, P., Palusseri House, Mundathicode P. O., Trichur District, as the representative of the Employees of the Devaswom in the Guruvayur Devaswom Managing Committee.

By order of the Governor,

K. RAMACHANDRAN,

*Joint Secretary to Government.*

## Explanatory Note

Under clause (f) of sub-section (1) of section 4 of the Guruvayur Devaswom Act, 1971 the Government may nominate a representative of the employees of the Devaswom to the Guruvayur Devaswom Managing Committee. The notification is intended to achieve the above object.

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# KERALA GAZETTE

## EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Thursday, 1st September 1977 / 10th Bhadra 1899 [No. 510

GOVERNMENT OF KERALA

**Law (Legislation—A) Department**

NOTIFICATION

No. 13141-Leg. (A) 2/77/Law.

*Dated, Trivandram, 1st September, 1977/ 10th Bhadra, 1899.*

The following Act of the Kerala State Legislature is hereby published for general information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 1st day of September, 1977.

By order of the Governor,
K. VISWANATHAN NAIR,
*Additional Law Secretary.*

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33/3156/MC.

# ACT 22 OF 1977

## THE PAYMENT OF SALARIES AND ALLOWANCES (AMENDMENT) ACT, 1977

*An Act further to amend the Payment of Salaries and Allowances Act,* 1951.

*Preamble.*—WHEREAS it is expedient further to amend the Payment of Salaries and Allowances Act, 1951, for the purposes hereinafter appearing;

BE it enacted in the Twenty-eighth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Payment of Salaries and Allowances (Amendment) Act, 1977.

2. *Amendment of long title.*—In the long title to the Payment of Salaries and Allowances Act, 1951 (XIV of 1951) (hereinafter referred to as the principal Act), for the words "and Deputy Speaker and members", the words ", the Deputy Speaker, the Leader of the Opposition and members" shall be substituted.

3. *Amendment of preamble.*—In the preamble to the principal Act, for the words "the Speaker and Deputy Speaker", the words "the Speaker, the Deputy Speaker and the Leader of the Opposition" shall be substituted.

4. *Amendment of section* 2.—In section 2 of the principal Act, after clause (c), the following clauses shall be inserted, namely:—

"(d) "Deputy Speaker" means the member of the Legislative Assembly chosen to be Deputy Speaker thereof under article 178 of the Constitution;

(e) "Leader of the Opposition" means the leader of the largest party in opposition in the Legislative Assembly and recognised as such by the Speaker;

(f) "Speaker" means the member of the Legislative Assembly chosen to be Speaker thereof under article 178 of the Constitution.".

5. *Amendment of section* 3.—In section 3 of the principal Act,—

(a) in the marginal note, after the word "Ministers", the words "and Leader of the Opposition" shall be inserted;

(b) after the word "Minister", the words "and the Leader of the Opposition" shall be inserted.

6. *Amendment of section 4.*—In section 4 of the principal Act, for sub-section (2), the following sub-section shall be substituted, namely:—

"(2) There shall be paid to the Deputy Speaker a salary of seven hundred and fifty rupees per mensem and dearness allowance at such rates as officers of Government drawing a salary of seven hundred and fifty rupees shall be entitled to from time to time.".

7. *Amendment of section 5.*—In section 5 of the principal Act,—

(a) in the marginal note, for the words "and the Speaker", the words, ",Speaker and Leader of the Opposition" shall be substituted;

(b) for the words "and the Speaker of the Legislative Assembly", the words ",the Speaker and the Leader of the Opposition" shall be substituted;

(c) for the words "or Speaker", the words "or the Speaker or the Leader of the Opposition" shall be substituted.

8. *Substitution of new sections for sections 5A, 5B, 6 and 6A.*—For sections 5A, 5B, 6 and 6A of the principal Act, the following sections shall be substituted, namely:—

"5A. *Medical facilities to Ministers, Speaker, Deputy Speaker and Leader of the Opposition.*—(1) Subject to any rules made in this behalf, every person who holds the office of a Minister or the Speaker or the Deputy Speaker or the Leader of the Opposition, and the members of his family, shall be entitled to free medical treatment in any Government institution and to free medical attendance by any medical practitioner or other person in the service of the Government.

(2) Subject to any rules made in this behalf, every person who holds the Office of a Minister or the Speaker or the Deputy Speaker or the Leader of the Opposition and the members of his family shall, after the commencement of the Payment of Salaries and Allowances (Amendment) Act, 1977, be entitled at the expense of the Government,—

(a) to medical treatment in any institution other than a Government institution;

(b) to medical attendance by any medical practitioner other than a medical practitioner in the service of the Government or by any other person not in the service of the Government,

and accordingly, every Minister, the Speaker, the Deputy Speaker and the Leader of the Opposition shall be entitled to all charges incurred by them in connection with such medical treatment and medical attendance.

*Explanation.*—For the purposes of this section, "members of family" means the wife or husband, children including adopted children and step children, and parents wholly dependant upon the Minister or the Speaker or the Deputy Speaker or the Leader of the Opposition, as the case may be.

5B. *Accident insurance to Ministers, Speaker, Deputy Speaker and Leader of the Opposition.*—Subject to any rules made in this behalf under section 10, the Ministers, the Speaker, the Deputy Speaker and the Leader of the Opposition shall be entitled to be insured at the expense of the Government against accidents during journey by air performed on public business.

6. *Conveyance for the Ministers, Speaker, Deputy Speaker and Leader of the Opposition.*—(1) The Government shall from time to time provide suitable conveyances for the use of the Ministers, the Speaker, the Deputy Speaker and the Leader of the Opposition throughout their terms of office and for a period of fifteen days immediately thereafter subject to such rules as regards their maintenance and repair as may be made by the Government.

(2) The Ministers, the Speaker, the Deputy Speaker and the Leader of the Opposition shall be paid a consolidated sum of two hundred rupees per mensem in lieu of the cost of petrol and oil for the conveyances for journeys performed within the City of Trivandrum and a radius of eight kilometres thereof.

(3) Every Minister, the Speaker and the Leader of the Opposition shall be entitled, for journeys on public business in places beyond a radius of eight kilometres of the City of Trivandrum, to use a Government conveyance in addition to the conveyance provided under sub-section (1).

6A. *Free use of boats belonging to Government by Ministers, Speaker, Deputy Speaker and Leader of the Opposition.*—The Ministers, the Speaker, the Deputy Speaker and the Leader of the Opposition shall, while touring on public business, be entitled, without payment of charges, to the exclusive use of boats belonging to the Government.".

9. *Amendment of section* 7.—In section 7 of the principal Act,—

(a) in sub-section (1), for the second proviso, the following proviso shall be substituted, namely:—

"Provided further that a Minister shall not be entitled to any travelling allowance for journeys performed in any Government conveyance other than that provided under sub-section (1) of section 6.";

(b) to sub-section (2), the following further proviso shall be added, namely:—

"Provided further that the Speaker shall not be entitled to any travelling allowance for journeys performed in any Government conveyance other than that provided under sub-section (1) of section 6.";

(c) after sub-section (2) and the provisos thereunder, the following sub-sections shall be inserted, namely:—

"(3) *Travelling Allowance of the Leader of the Opposition.*—The Leader of the Opposition shall be entitled in respect of tours undertaken by him on public business, to travelling and daily allowances at the rates specified in the Schedule, upon such conditions as may be specified by rules made by the Government:

Provided that the Leader of the Opposition shall not be entitled to any travelling allowance for journeys performed in any Government conveyance other than that provided under sub-section (1) of section 6.

(4) The Ministers, the Speaker, the Deputy Speaker and the Leader of the Opposition shall not be entitled to any travelling and daily allowances for journeys performed within the City of Trivandrum and a radius of eight kilometres thereof.".

10. *Amendment of section 7A.*—In section 7A of the principal Act, for the words and figures "sections 4, 5, 6 and 7", the words, figures and brackets "section 4, section 5, sub-section (3) of section 6 and section 7" shall be substituted.

11. *Substitution of new section for section 7B.*—For section 7B of the principal Act, the following section shall be substituted, namely:—

"7B. *Medical facilities to the members of the Legislative Assembly.*—Subject to any rules made in this behalf, every member of the Legislative Assembly who does not hold any of the offices referred to in sections 3 and 4 and the members of his family shall be entitled, free of charge, to medical treatment and medical attendance and to all other benefits in connection therewith, to the same extent as a first grade officer of the State Government and the members of his family are respectively entitled to from time to time.

*Explanation.*—For the purposes of this section, "members of family" means the wife or husband, children including adopted children and step children, and parents wholly dependent upon the member of the Legislative Assembly.".

12. *Amendment of section* 8.—In section 8 of the principal Act, in sub-section (4), after the words "Deputy Speaker", the words ",the Leader of the Opposition" shall be inserted.

13. *Amendment of section 8A.*—In section 8A of the principal Act, in sub-sections (1) and (3), for the words "the Speaker and the Ministers", the words "the Speaker, the Deputy Speaker, the Leader of the Opposition and the Ministers" shall be substituted.

14. *Amendment of sections* 9 *and 9A.*—In sections 9 and 9A of the principal Act, for the words "the Deputy Speaker and the Ministers", the words "the Deputy Speaker, the Leader of the Opposition and the Ministers" shall be substituted.

15. *Insertion of new section 9B.*—After section 9A of the principal Act, the following section shall be inserted, namely:—

"9B. *Deduction of Government dues from allowances payable to members of Legislative Assembly.*—Any amount payable to the Government by any member of the Legislative Assembly who does not hold any of the offices referred to in sections 3 and 4, in his capacity as such member, may, if such amount is not paid within the time or on or before the date fixed for its payment, be

deducted from the fixed allowance or the travelling and daily allowances which he is entitled to receive under section 8, in accordance with such rules as may be made by the Government in this behalf.".

16. *Amendment of Schedule.*—In the Schedule to the principal Act,—

(a) in paragraph I,—

(i) in the marginal note and in the opening portion, for the words "Ministers and the Speaker", the words "Ministers, the Speaker, the Deputy Speaker and the Leader of the Opposition" shall be substituted;

(ii) in sub-clause (d) of clause (1), for the letters and figures "Rs. 50", the letters and figures "Rs. 62.50" shall be substituted;

(b) paragraph II shall be omitted.

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# KERALA GAZETTE

## EXTRAORDINARY

### PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Thursday, 1st September 1977 / 10th Bhadra 1899 [No. 509

GOVERNMENT OF KERALA

**Local Administration & Social Welfare**
**(Municipal Special) Department**

NOTIFICATION

G.O.Ms. No. 246/77/LA&SWD. *Dated, Trivandrum, 1st September,* ***1977.***

**S. R. O. No. 790/77.**—In exercise of the powers conferred by sections 58, 58A, 58B and 58C read with sub-section (1) and clause (a) of sub-section (2) of section 344 of the Kerala Municipalities Act, 1960 (14 of 1961) and sections 48, 48A, 48B and 48C read with sub-section (1) and clause (a) of sub-section (2) of section 367 of the Kerala Municipal Corporations Act, 1961 (30 of 1961) and in supersession of Notification S.R.O. No. 507/72 published in the Kerala Gazette No. 557 dated 9-10-1972, the Government of Kerala hereby make the following rules, the same having been previously published as required by clause (a) of sub-section (1) of section 345 of the Kerala Municipalities Act, 1960 and Clause (a) of Section 368 of the Kerala Municipal Corporations Act, 1961.

# RULES

1. *Short title.*—These rules may be called the Kerala Municipalities and Municipal Corporations (Revision of Electoral Rolls) Rules, 1977.

2. *Definitions.*—In these rules, unless the context otherwise requires—

(a) 'Election Authority' means in the case of a municipality, the Election Authority appointed under sub-section (14) of section 3 of the Kerala Municipalities Act, 1960 and in the case of a city the Commissioner of the Municipal Corporation of the city concerned.

(b) 'Form' means a form appended to these rules.

(c) 'Ordinary Residence' and 'Ordinarily Resident' shall have the same meaning as in the Representation of People Act, 1950 (Central Act 43 of 1950).

3. *The revision of the electoral roll.*—(1) The Election Authority shall publish the electoral roll of the Municipality or of the city as the case may be then in force as draft electoral roll by making a copy thereof available for inspection and displaying a notice in form 1 in the office of the Municipality/Municipal Corporations concerned.

(2) Every claim for the inclusion of a name in the roll and every objection to an entry therein shall be lodged within a period of 15 days from the date of publication of the draft electoral roll under sub-rule (1).

(3) Every claim shall be—

(a) in Form 2;

(b) signed by the person desiring his name to be included in the roll and

(c) countersigned by another person whose name is already included in that roll.

(4) Every objection to the inclusion of a name in the roll shall be—

(a) in Form 3;

(b) preferred only by a person whose name is already included in that roll; and

(c) countersigned by another person whose name is already included in the roll.

(5) Every objection to a particular or particulars in any entry in the roll shall be—

(a) in Form 4; and

(b) preferred only by the person to whom that entry relates.

(6) Every claim or objection shall—

(a) either be presented to the Election Authority concerned or to such other officer as may be authorised by him in this behalf; or

(b) be sent by registered post to the Election Authority;

(7) Every officer authorised under sub-rule (6) shall—

(a) maintain in duplicate a list of claims in Form 5, a list of objections to the inclusion of names. in Form 6 and a list of objections to particulars in Form 7;

(b) keep exhibited one copy of each such list on the notice board in his office; and

(c) after complying with the requirements of clauses (a) and (b) forward the claim or objection with remarks, if any, as he considers proper to the Election Authority.

(8) The Election Authority also shall—

(a) maintain in duplicate the three lists in Forms 5, 6 and 7 entering in the concerned list the particulars of every claim or objection as and when it is received by him whether directly under sub-rule (6) or on being forwarded under sub rule (7); and

(b) keep exhibited one copy of each such list on the notice board in his office.

(9) Any claim or objection which is not lodged within the period, or in the form and manner herein specified shall be rejected by the Election Authority.

(10) If the Election Authority is satisfied as to the validity of any claim or objection, he may allow it without further inquiry after the expiry of one week from the date on which it is entered in the list exhibited by him under clause (b) of sub-rule (8):

Provided that where before any such claim or objection has been allowed, a demand for inquiry has been made in writing to the Election Authority by any person it shall not be allowed without further inquiry.

(11) Where a claim or objection is not disposed of under sub-rule (9) or sub-rule (10), the Election Authority shall—

(a) specify in the list exhibited by him under clause (b) of sub-rule (8) the date, time and place of hearing of the claim or objection; and

(b) give notice of the hearing—

(i) to the claimant in Form 8 in the case of a claim,

(ii) in the case of an objection to the inclusion of a name, to the objector in Form 9 and to the person objected to in Form 10, and

(iii) in the case of an objection to a particular or particulars in an entry to objector in Form 11.

(12) A notice under sub-rule (11) may be given either personally or by registered post or by affixing it to the person's residence or last known residence within the Municipality or the Municipal Corporation as the case may be.

(13) The Election Authority shall hold a summary enquiry into every claim or objection in respect of which notice has been given under sub-rule (12) and shall record his decision thereon.

(14) At the hearing, the claimant or as the case may be, the objector and the person objected to and any other person who, in the opinion of the Election Authority, is likely to be of assistance to him shall be entitled to appear and be heard.

(15) The Election Authority may in his discretion—

(a) require any claimant, objector or person objected to, to appear in person before him;

(b) require that the evidence tendered by any person shall be given on oath and administer an oath for the purpose.

(16) If it appears to the Election Authority that owing to inadvertence or error, during preparation of the roll the names of any electors have been left out of the roll and that remedial action should be taken under this sub-rule, the Election Authority shall—

(a) Prepare a list of the names and other details of such electors;

(b) exhibit on the notice board of his office a copy of the list together with a notice as to the time and place at which the inclusion of these names in the roll will be considered and also publish the list and the notice in such other manner as he may think fit; and

(c) after considering any verbal or written objections that may be preferred, decide whether all or any of the names should be included in the roll.

(17) The Election Authority shall thereafter—

(a) prepare a list of amendments to carry out his decisions under sub-rules (10), (13) and (16) and to correct any clerical or printing errors or other inaccuracies discovered in the roll; and

(b) publish the roll, together with the list of amendments, by making a complete copy thereof available for inspection and displaying a notice in Form 12 at his office.

(18) On such publication, the roll together with the list of amendments shall be the electoral roll of the Municipality or of the Municipal Corporation as the case may be. Thereafter the Election Authority shall divide the electoral roll into separate lists from each ward and publish such ward-war electoral rolls in such places and in such manner as he may deem fit.

4. *Correction of entries and inclusion of names in electoral rolls under section 58A or section 58B of the Kerala Municipalities Act, 1960 and under section 48A or section 48B of the Kerala Municipal Corporations Act, 1961.*—(1) Every application under section 58A or sub-section (1) of section 58B of the Kerala Municipalities Act, 1960 or under section 48A or sub-section (1) of section 48B of the Kerala Municipal Corporations Act, 1961 shall be made in duplicate in Forms 2, 4, 13 and 14 as may be appropriate and shall be accompanied by fee of fifty paise.

(2) The fee specified shall be paid by means of non-judicial stamps.

(3) The Election Authority shall, immediately on receipt of such application, direct that one copy thereof be posted in some conspicuous place in his office together with a notice inviting objections to such application within a period of seven days from the date of such posting.

(4) The Election Authority shall, as soon as may be after the expiry of the period specified in sub-rule (3) consider the objections, if any, received by him and shall, if satisfied that the applicant is entitled to be registered in the roll, direct his name to be included therein:

Provided that when an application is rejected by the Election Authority, he shall record in writing a brief statement of his reasons for such rejection.

5. *Appeals under section 58C of the Kerala Municipalities Act, 1960 and under section 48C of the Kerala Municipal Corporations Act, 1961.*—(1) The District Collector within whose territorial jurisdiction the Municipality or the Municipal Corporations as the case may be is situated shall be the appellate authority for the purpose of section 58C of the Kerala Municipalities Act, 1960 and section 48C of the Kerala Municipal Corporations Act, 1961.

(2) Every such appeal shall be:—

(a) in the form of a memorandum signed by the applicant;

(b) accompanied by a copy of the order appealed from and a fee of rupees three to be paid in non-judicial stamps; and

(c) presented to the appellate authority specified in sub-rule (1) within a period of fifteen days from the date of order appealed from or sent by registered post so as to reach him within that period.

(3) For the purpose of sub-rule (2), an appeal shall be deemed to have been presented to the District Collector when the memorandum of appeal is delivered by or on behalf of the appellant to the District Collector or to any other Officer appointed by him in this behalf.

By order of the Governor,

N. GOPALAKRISHNAN NAIR,
*Special Secretary to Government.*

FORM 1

[*See* rule 3 (1)]

**Notice of Publication of Electoral Roll**

To

The Electors of the.............................................................
Municipality/City.

Notice is hereby given that the draft electoral-roll for the Municipality/City has been prepared in accordance with the Kerala Municipalities and Municipal Corporations (Revision of electoral rolls) Rules, 1977 and that a copy thereof is available for inspection at the Office of the...................................................................during office hours.

If there be any claim for the inclusion of a name in the rolls or any objection to the inclusion of a name or any objection to particulars in any entry, it should be lodged on or before the.........................................
19......in Form 2, 3 or 4 as may be appropriate.

Every such claim or objection should either be presented in my office or to...........................or sent by registered post to the address given below so as to reach me not later than the aforesaid date.

Election Authority

(Address)..............................
..........................
..........................

Date:

FORM 2

[*See* rule 3 (3) (a)]

**Claim Application for Inclusion of Name**

To

The Election Authority

........................Municipality/City.

Sir,

I request that my name be included in the electoral-roll for the Municipality/City mentioned above.

My name (in full)..........................................................

My father's/Mother's/Husband's name..........................................

Particulars of my place of residence are:—

House No..........................................

Street..........................................

Village..........................................

Post Office..........................................

I hereby declare that to the best of my knowledge and belief:

(i) that I am a citizen of India;

(ii) that my age on the first day of..........................was ..............................years and................ months;

(iii) that I am ordinarily resident at the address given above;

(iv) that I have not applied for the inclusion of my name in the electoral-roll for any other local body;

(v) that my name has not been included in the electoral-roll for any other local body

or

that my name has been included in the electoral-roll for the Municipality/City in......................and I request that the same may be excluded from the electoral-roll.

..............................

..............................

Place:
Date:

Signature or thumb impression of Claimant.

I, an elector and my name has been included in part................ of the Electoral-roll under Serial No......................I support this claim and countersign it.

..............................

Signature of the elector
Name (in full)

*Note*:— Any person who makes a statement or declaration which is false and which he either knows or believes to be false or does not believe to be true is punishable under Section 362 of the Kerala Municipalities Act, 1960/386 of the Kerala Municipal Corporations Act, 1961.

## FORM 3

[*See* rule 3 (4) (a)]

**Objections to Inclusion of Name**

To

The Election Authority

........................Municipality/City.

Sir,

I object to the inclusion of the name of..........................at Serial No....................in Part..................of the electoral-roll for the following reason(s):—

..................................................................

..................................................................

..................................................................

I hereby declare that the facts mentioned above are true to the best of my knowledge and belief.

My name has been included in the electoral-roll for this Municipality/City as follows:—

Name in full...............................
Father's/Husband's/Mother's Name................
Serial No.............................
Part No...............................

Signature/thumb impression of objector
(Full Postal address).......................
...........................

Date:

I, an elector and my name has been included in part..............of the electoral-roll under Serial No.................I support this objection and countersign it.

..............................
Signature of the elector
Name (in full)................

*Note:*— Any person who makes a statement or declaration which is false and which he either knows or believes to be false or does not believe to be true is punishable under section 362 of the Kerala Municipalities Act, 1960/386 of the Kerala Municipal Corporations Act, 1961.

## FORM 4

[*See* rule 3(5) (a)]

**Objection to Particulars in an Entry**

To

The Election Authority,
................Municipality/City

Sir,

I submit that the entry relating to myself which appears at Serial No.... ..........in part................ of the electoral roll as "..........
..........................................................................."
is not correct. It should be corrected to read as follows:—

"...........................................
..........................................".

Date:

..............................
Signature or thumb impression of the elector.

## FORM 5

[*See* rule 3(7) (a)]

**List of claims**

| *Date of receipt* | *Serial Number* | *Name of Claimant* | *Name of father/husband/mother* | *Place of residence* | *Date, time and place of hearing* |
|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | *(6) |
| | | | | | |

*To be filled only by the Election Authority and not by an officer designated under rule 3 (6) (a).

## FORM 6

[*See* rule 3(7) (a)]

### List of objections to inclusion of Names

| *Date of receipt* | *Sl. No.* | *Full name of objector* | *Particulars of name objected to* | | | *Reasons in brief for objection* | *Date, time and place of hearing* |
|---|---|---|---|---|---|---|---|
| | | | *Part No.* | *Sl. No.* | *Name in full* | | |
| (1) | (2) | (3) | (4) | (5) | (6) | (7) | *(8) |

*To be filled only by the Election Authority and not by an Officer designated under rule 3 (6) (a).

## FORM 7

[*See* rule 3 (7) (a)]

### List of Objections to Particulars in entries

| *Date of receipt* | *Serial number* | *Name in full of elector objecting* | *Part No. and Serial No. of entry* | *Nature of objection* | *Date, time and place of hearing* |
|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | *(6) |

*To be filled only by the Election Authority and not by an officer designated under rule 3 (6) (a).

ORIGINAL

To be served on the claimant

FORM 8

[*See* rule 3(11) (b) (i)]

**Notice of Hearing of a Claim**

To

..............................

..................................

Reference:—Claim No................

Take notice that your claim for the inclusion of your name in the electoral roll will be heard at.....................(Place) at.................... O'clock on the................day of............19... You are directed to be present at the hearing with such evidence as you may like to adduce.

..............................

Election Authority

(Address) ..............................

..............................

Date:

CERTIFICATE OF SERVICE OF NOTICE

Received Notice of the date of hearing

Date................

..............................

Claimant

Certified that the notice on the claimant has been duly served by me this................day of................on (name)................ personally/by affixation on residence.

Place................

Date................

..............................

Serving Officer.

Witnesses (1)................

(2)................

*N.B.*—If this notice is served by post, attach the receipt here.

DUPLICATE

OFFICE COPY

FORM 8

[*See* rule 3(11) (b) (i)]

**Notice of Hearing of a Claim**

To

(Full name and address of claimant)..........................................

...........................................................................

Reference:—Claim No....................

Take notice that your claim for the inclusion of your name in the electoral roll will be heard at...............(place) at .............. O'clock on the...............day of..........19..... You are directed to be present at the hearing with such evidence as you may like to adduce.

..............................................

Election Authority

Date: (Address) ..............................................

..............................................

ORIGINAL

(To be served on the Objector).

FORM 9

[*See* rule 3 (11) (b) (ii)]

**Notice to the objector on the hearing of an objection against the inclusion of a name**

To

(Full name and address of objector)..........................................

...........................................................................

Reference: Objection No...................

Take notice that your objection to the inclusion of the name of...... ........................................... will be heard at ...........................(Place) at...............................

O'clock on the............................day of..........19...... You are directed to be present at the hearing with such evidence as you may like to adduce.

Date: ................................

Election Authority

(Address) ................................

................................

## CERTIFICATE OF SERVICE OF NOTICE

Received notice of the date of hearing

Date............ ......................

Objector

Certified that the notice on the objector has been duly served by me this ..............day of...............on (Name)........................ personally/by affixation on residence.

Place: ......................

Date: Serving Officer

Witnesses: (1)............................

(2)............................

*N.B.*—If this notice is served by post, attach the receipt here.

DUPLICATE

OFFICE COPY

## FORM 9

[*See* rule 3 (11) (b) (ii)]

**Notice to the objector on the hearing of an objection against the inclusion of a name**

To

(Full name and address of objector)................................

................................

Reference: Objection No..................

Take notice that your objection to the inclusion of the name of........ ..........................................will be heard at........... (Place) at.................................O'clock on the..............day of...............19.... You are directed to be present at the hearing with such evidence as you may like to adduce.

..............................

Election Authority

(Address)..........................

..........................

Date:

ORIGINAL

FORM 10

[*See* rule 3 (11) (b) (ii)]

(To be served on the person objected to)

**Notice of hearing on an objection against the inclusion of a name**

To

(Full name and address of person objected to)

............................................

............................................

Reference: Objection No..........................

Take notice that the objection to the inclusion of your name at serial No......................in Part.............. of the electoral roll for ............................Municipality/Municipal Corporation filed by (full name and address of objector)

..........................................

..........................................

..........................................

will be heard at..................(place) at..................O'clock on the......................day of...............19...... You are directed to be present at the hearing with such evidence as you may like to adduce. The grounds of objection (in brief) are—

(a)

(b)

(c)

..............................

Election Authority

(Address)..........................

..........................

Date:

## CERTIFICATE OF SERVICE OF NOTICE

Received notice of the date of hearing.

Date.................... ....................
Person objected to

Certified that the notice on the person, the entry relating to whose name has been objected to has been duly served by me this..................day of........................on (Name) ............................ personally/by affixation on residence.

....................
Serving Officer

Place:

Date:

Witnesses: (1)..................................
(2)..................................

*N.B.*—If this notice is served by post, attach the receipt here.

DUPLICATE
OFFICE COPY

FORM 10

[*See* rule 3 (11) (b) (ii)]

**Notice of hearing on the objection against the inclusion of a name**

To

(Full name and address of person objected to)

........................
........................
........................

Reference: Objection No.....................................

Take notice that the objection to the inclusion of your name at serial No....................in Part.....................of the electoral roll for..........................Municipality/Municipal Corporation filed by

(Full name and address of objector)

........................
........................
........................

will be heard at..................(Place) at......................O'clock on the......................day of................19..You are directed to be present at the hearing with such evidence as you may like to adduce. The grounds of objection (in brief) are—

(a)

(b)

(c)

................................
Election Authority

Date: (Address)................................
................................

ORIGINAL

(To be served on the objector)

FORM 11

[*See* rule 3 (11) (b) (iii)]

**Notice of hearing of an objection to particulars in an entry**

To

(Full name and address of objector)

..........................................

..........................................

..........................................

Reference: Objection No.................................

Take notice that your objection to certain particulars in the entry relating to you will be heard at ................(Place) at.....................O'clock on the..................................day of.................19...... You are directed to be present at the hearing with such evidence as you may like to adduce.

Election Authority

(Address)........................
........................
........................

Date:

## CERTIFICATE OF SERVICE OF NOTICE

**Received notice of the date of bearing**

Date............ ......................

(Objector)

Certified that the notice on the objector has been duly served by me this ..................day of..........................................on (name) ..........................................personally/by affixing on residence.

Place: ..................

Date: (Serving Officer)

Witnesses: 1.
2.

*N.B.*—If this notice is served by post attach the receipt here.

DUPLICATE

OFFICE COPY

## FORM 11

[*See* rule 3 (11) (b) (iii) ]

**Notice of bearing of an objection to particulars in an entry**

To

(Full name and address of objector)

..............................

..............................

..............................

Reference: Objection No...............................

Take notice that your objection to certain particulars in the entry relating to you will be heard at........................(Place) at.......... O' clock on the.............................day of................ 19....You are directed to be present at the hearing with such evidence as you may like to adduce.

......................

Election Authority

(Address) ......................

......................

Date: ......................

## FORM 12

[*See* rule 3 (17) (b)]

**Notice of final Publication of electoral roll**

It is hereby notified for public information that the list of amendments to the draft electoral roll for the.......................................... Municipality/Municipal Corporation has been prepared in accordance with the Kerala Municipalities and Municipal Corporations Revision of electoral rolls Rules, 1977, and a copy of the said roll together with the said list of amendments has been published and will be available for inspection at my office.

......................

Election Authority

(Address) ......................

......................

......................

Place:

Date:

## FORM 13

[*See* rule 4 (1)]

**Application for transposition of entry in electoral roll**

To

The Election Authority,

.................Municipality/Municipal Corporation

Sir,

I submit that the entry at Serial No.................in Part No....... of the electoral roll for the above mentioned Municipality/Miinicipal Corporation relating to/(Myself, namely)..................................son/wife/daughter of......................................should be transposed to Part No..............of this roll, because I have/the said elector has/changed my*/his/her place of ordinary residence to.................. which is within the same Municipality/Municipal Corporation.

I declare that I am an elector of this Municipality/Municipal Corporation being enrolled at Serial No...................in Part No........... of the roll.

Place:

Date:

Signature/Thumb impression of applicant.

(Full Postal Address)..................

......................

......................

*Note*:— Any person who makes a statement or declaration which is false or which he either knows or believes to be false or does not believe to be true is punishable under section 362 of the Kerala Municipalities Act 1960/386 of the Kerala Municipal Corporations Act, 1961.

---

*Strike out the inappropriate words.

FORM 14

[ *See* rule 4 (1) ]

## Application for deletion of entry in electoral roll

To

The Election Authority,

.................Municipality/Municipal Corporation.

Sir,

I submit that the entry at Serial No...............in Part No........ of the electoral roll for the above mentioned Municipality/City relating to* Shri/Smt...............................................................................
*son/wife/daughter of.......................................................requires to be deleted as the said person is * dead/is no longer ordinarily resident in this locality*/is not entitled to be registered in the electoral roll for the following reasons.

........................... ...........................

........................... ...........................

........................... ...........................

I hereby declare that the facts mentioned above are true to the best of my knowledge and belief.

I declare that I am an elector of this constituency being enrolled at Serial No..................in Part No.........................of the roll.

Place:

Date:

Signature/Thumb impression of objector

(Full postal address)..............

..................................

*Note*:—Any person who makes a statement of declaration which is false or which he either knows or believes to be false or does not believe to be true is punishable under section 362/Kerala Municipalities Act, 1960/ 386 of the Kerala Municipal Corporations Act, 1961.

*Strike out the inappropriate words.

## Explanatory Note

(This does not form part of these rules, but is intended to indicate its general purport.)

Sections 58, 58A, 58B and 58C of the Kerala Municipalities Act, 1960 and sections 48, 48A, 48B and 48C of the Kerala Municipal Corporations Act, 1961 provide for the revision of electoral rolls of the Municipality/City before each ordinary election to the council and for making corrections etc., therein. These rules are intended to regulate the procedure to be adopted under the above sections.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS,
TRIVANDRUM, 1977.

Government of Kerala
1977

Reg. No. KL/TV/12

# KERALA GAZETTE

## EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Thursday, 1st September 1977 / 10th Bhadra 1899 [No. 504

GOVERNMENT OF KERALA

**Public Works (D) Department**

WITHDRAWAL NOTIFICATION

No. 42067/D2/77/PW. *Dated, Trivandrum, 22nd August* 1977.

Under sub-section (1) of Section 52 of the Kerala Land Acquisition Act, 1961 (Act 21 of 1962) the Government of Kerala hereby withdraw from the acquisition of Lands mentioned in the schedule have to annexed in respect of which land acquisition proceedings were initiated by the issue of the notification in the Government letter No. 45555/D2/73/PW dated 26-11-1973 and Declaration in the letter No. 35355/D2/74/PW dated 12-9-1974 and Erratum to Declaration in the letter No. 46704/D2/74/PW dated 4-12-1974 under sub-section (1) of Section 3 thereof and section 6 of the Act also published in the Kerala Extraordinary Gazette No. 1243 dated 27-11-1973, Kerala Extraordinary Gazette No. 653 dated 13-9-1974 and Kerala Extraordinary Gazette No. 815 dated 4-12-1974 respectively.

1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) 52-ാം വകുപ്പു ഒന്നാം ഉപവകുപ്പുപ്രകാരം കേരളാ ഗവൺമെന്റ് ഇതോടു ചേർത്തിട്ടുള്ള പട്ടികയിൽ പറഞ്ഞിട്ടുള്ളതും 27-11-1973-ാം തീയതിയിലെ 1243-ാം നമ്പർ കേരളാ എക്സ്ട്രാ ഓർഡിനറി ഗസറ്റിൽ ഒന്നും രണ്ടും പേജിൽ പ്രസ്തുത ആക്റ്റ് 3-ാം വകുപ്പ് 1-ാം ഉപവകുപ്പു പ്രകാരമുള്ള 26-11-1973-ാം തീയതിയിലെ 45555/D2/73/PW. നമ്പർ പരസ്യം പുറപ്പെടുവിച്ചുകൊണ്ടു സ്ഥലമെടുപ്പു നടപടികൾ ആരംഭിച്ചു 13-9-1974-ാം തീയതിയിലെ 653-ാം നമ്പർ കേരളാ എക്സ്ട്രാ ഓർഡിനറി ഗസറ്റിൽ 1-ഉം 2-ഉം പേജുകളിലും 4-12-1974-ാം തീയതിയിലെ 815-ാം നമ്പർ, കേരളാ എക്സ്ട്രാഓർഡിനറി ഗസറ്റിലും പ്രസ്തുത ആക്റ്റ് 6-ാം വകുപ്പു പ്രകാരമുള്ള പ്രഖ്യാപനം പ്രസിദ്ധപ്പെടുത്തിയിട്ടുള്ളതും ആയ സ്ഥലം വിലയ്ക്കെടുക്കുന്നതിൽ നിന്ന് ഇതിനാൽ പിൻവാങ്ങുന്നു.

SCHEDULE

*District.*—Cannanore. *Taluk.*—Cannanore.

*Village.*—Muzhappilangad.

| *Sl.No.* | *Survey number* | *Classification* | *Extent in Hectares* |
|---|---|---|---|
| 1 | R.S. 102/12 | R.O.D. | 0.0035 |
| 2 | R.S. 128/18 | R. Garden | 0.0823 |
| 3 | R.S. 129/13 | R.U. | 0.0261 |
| 4 | R.S. 129/14 | R. Garden | 0.1142 |
| 5 | R.S. 129/15 | do. | 0.0884 |
| 6 | R.S. 129/16 | do. | 0.0389 |
| 7 | R.S. 130/18 | do. | 0.0146 |
| 8 | R.S. 130/7 | do. | 0.0432 |
| 9 | R.S. 130/8 | do. | 0.0504 |
| 10 | R.S. 130/9 | R.O.D. | 0.0073 |
| 11 | R.S. 130/10A | R.Garden | 0.0803 |
| 12 | R.S. 130/19 | do. | 0.0136 |
| 13 | R.S. 130/20 | do. | 0.0823 |
| | | | 0.6451 |

By order of the Governor,

M. C. RAJA RAJA VARMA,

*Deputy Secretary to Government.*

**Explanatory Note**

This is not part of the notification but is intended to indicate the General purport.

In 1975, the Special Tahsildar for L.A., N.H., Cannanore had initiated acquisition proceedings for the acquisition of land mentioned in the schedule to the above notification for the development of National Highway 17 Block I in k.m. 160 to 171 Reach. The Executive Engineer, N.H. Division, Cannanore has requested to withdraw the acquisition proceedings in respect of R.S. No. 102/12, 128/18, 129/13, 129/14, 129/15 129/16, 130/18, 130/7, 130/8, 130/9, 130/10A, 130/19, 130/20 of Muzhappilangad amsom desam as the same are not required for the development of N.H. 17 Block I approach. The Notification is intended to achieve the above object.

## വിശദീകരണക്കുറിപ്പ്

ഇതു പരസ്യത്തിന്റെ ഭാഗമല്ല. എന്നാൽ പൊതു ഉദ്ദേശം സൂചിപ്പിക്കുന്നതിന് ഉദ്ദേശിച്ചുകൊണ്ടുള്ളതാണ്.

1975–ൽ കണ്ണൂർ ലാന്റ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹസീൽദാർ (നാഷണൽ ഹൈവേയ്സ്) നാഷണൽ ഹൈവെ 17–ാം നമ്പർ കി. മീ. 160 മുതൽ 171 വരെയുള്ള റീച്ചിൽ ഒന്നാം ബ്ലോക്കിന്റെ വികസനത്തിനു വേണ്ടി അക്വയർ ചെയ്യേണ്ടതിലേക്ക് മേൽപ്പറഞ്ഞ പരസ്യത്തിന്റെ പട്ടികയിൽ പറഞ്ഞിട്ടുള്ള ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനു സ്ഥലമെടുപ്പു നടപടികൾ ആരംഭിച്ചിട്ടുണ്ടായിരുന്നു. എക്സിക്യൂട്ടീവ് എഞ്ചിനീയർ നാഷണൽ ഹൈവേയ്സ് കണ്ണൂർ അദ്ദേഹത്തിന്റെ 19-4-1977-ാം തീയതിയിലെ D1-2889/73-ാം നമ്പർ കത്തിൽ റി.സ. 102/12, 128/18, 129/13, 129/14, 129/15, 129/16, 130/18, 130/7, 130/8, 130/9, 130/10എ 130/19, 130/20 മുഴപ്പിലങ്ങാട് അംശംദേശത്തിലുള്ള ഭൂമികളെ സംബന്ധിച്ച സ്ഥലമെടുപ്പു നടപടികൾ പിൻവലിക്കാൻ ആവശ്യപ്പെട്ടിരിക്കുന്നു. മേൽപ്പറഞ്ഞ ആവശ്യം നിറവേറ്റുന്നതിനുവേണ്ടിയുള്ളതാണ് ഈ പരസ്യം.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS,
TRIVANDRUM, 1977.